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October 30, 2023

**VIA ECF**

The Honorable Ona T. Wang  
Magistrate Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

**Re: *Cassava Sciences, Inc. v. David Brecht, et al.*, Civil Action No. 22-cv-9409-GHW-OTW**

Dear Judge Wang:

I represent Plaintiff Cassava Sciences, Inc. in the above-captioned matter. On October 18, 2023, I submitted a response (Dkt. 102) to a letter filed by Defendants David Brecht and Geoffrey Pitt on October 16, 2023 (Dkt. 101). Defendants' letter pertained to a leaked report from the City University of New York ("CUNY") regarding allegations of research misconduct. As set forth in my prior letter, Cassava both disputes the probative value of the leaked CUNY report and maintains that regardless of the minimal (if any) probative value, it is improper for the Court to consider in connection with the pending motions to dismiss.

However, out of an abundance of caution and in order to complete the record should the Court determine that the leaked CUNY report is somehow relevant to the pending motions, I am attaching an official statement published by CUNY on October 27, 2023. Attached hereto as **Exhibit A** is a copy of that statement wherein CUNY makes clear that (1) "no final action as to [the investigation referenced in the leaked report] has been taken," and (2) "[b]ecause questions regarding the confidentiality and integrity of this investigation have been raised, CUNY will stay the underlying inquiry . . . until such time as the University completes a comprehensive investigation of the process."

I thank the Court for its attention to this matter.

The Honorable Ona T. Wang

October 30, 2023

Page 2

Very truly yours,

BENESCH, FRIEDLANDER,  
COPLAN & ARONOFF LLP

A handwritten signature in black ink, appearing to read "J. Erik Connolly". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

J. Erik Connolly

Encl.